

CITY COUNCIL
CITY OF WICHITA
K A N S A S

City Council Meeting
March 6, 2001, 9:00 A.M.

City Hall
455 North Main

ORDER OF BUSINESS

- Call to Order
 - Invocation
 - Pledge of Allegiance
 - Approve the minutes of the previous meeting
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AWARDS AND PRESENTATIONS

- Youth Recognition – Wichita’s Promise
 - Proclamations
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PUBLIC AGENDA

1. Robert Hetrick, Ph.D., Coordinator – Fluoride Awareness Team of Kansas – Protecting Municipal Water Supply.
 2. Karol Schlicher – Protecting Kansas Water.
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NEW BUSINESS

3. [Petition](#) to Construct a Water Distribution System to Serve an Area Along Rutan, North of 71st Street South.
(District III)

The Petition represents 13 of 20 (65 percent) owners and 87 percent of the improvement district area.

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution.

4. [Petition to Pave Mead on the West Side of the Railroad Tracks from Bayley to Lincoln.](#) (District I)

The petition represents 1 of 5 (20 percent) resident owners and 57 percent of the improvement district area.

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution.

5. [Petition for Landscaped Entryway at Barton Creek Street, South of 45th Street North.](#) (District II)

A Petition has been submitted with signatures representing 20 of 22 owners of property in the improvement district.

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution.

6. [Paving 24th Street from Hood to Payne and Payne to Salina.](#) (District VI)

The Public Hearing is being deferred to March 20, 2001, for additional time for Council Member Cole to discuss the projects with area neighbors.

RECOMMENDED ACTION: Defer two weeks.

7. [Municipal Electric Utility Initiative.](#)

On February 6, 2001, the City Council referred the Municipalization Feasibility Study to a Task Force for review and recommendations to be returned to the City Council for consideration.

RECOMMENDED ACTION: Direct Staff to undertake the Phase I tasks; return appropriate consultant agreements for Council consideration.

8. [Acquisition of County Sewer Facilities.](#)

The sewer facilities include the Four Mile Creek, Fairway Meadows, Mid-Continent, and west Sedgwick sewer systems.

RECOMMENDED ACTION: Approve the transition of facilities, budget adjustments, staffing levels, and Notice of Intent to Publish; adopt the Resolutions; authorize the necessary signatures.

9. [Delano Neighborhood Plan.](#) (Districts IV and VI)

The Plan area is bounded to the south by U.S. 54 (Kellogg); Meridian to the West; and the Arkansas River to the north and east.

RECOMMENDED ACTION: Approve the Plan.

CITY COUNCIL AGENDA

10. Board Appointments.

RECOMMENDED ACTION: Make the appointments.

CONSENT AGENDA

11. Report of the Board of Bids and Contracts Dated March 5, 2001.

RECOMMENDED ACTION: Receive and file the report; approve the Contracts;
authorize the necessary signatures.

12. Application for Licenses for Adult Entertainment Establishments/Services:

Adult Establishment-Renewal

Donna Moody	Wichita Inn Motel Systems Inc.	2020 South Broadway
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Adult Entertainment - Renewal

Valerie Washington	Xcitement Video	1306 East Harry
Valerie Washington	Xcitement Video	1515 South Oliver

RECOMMENDED ACTION: Approve the licenses subject to Staff review and approval.

13. Application for License to Retail Cereal Malt Beverages:

<u>New Establishment</u>	<u>2001</u>	<u>(Consumption off Premises)</u>
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David W. Haubenstein	Metro Oil Co., Inc.	1649 East 13 th Street
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RECOMMENDED ACTION: Approve the license subject to Staff review and approval.

14. Subdivision Plans and Specifications.

RECOMMENDED ACTION: Approve and advertise for bids to be submitted
to the Board of Bids.

15. Preliminary Estimates:

- a. University from the east line of Knight Street to the west line of Sheridan, Sheridan Avenue to serve College Green, Eureka Gardens, Dugans, University Court Third, Blanchat Machine Company, Anderson Investments Third Additions and Unplatted Tracts - south of Maple, east of West Street. (472-83188 /765623/490734) Traffic to be maintained during construction using flagpersons and barricades. (District IV) - \$153,400.00
- b. 2001 Sanitary Sewer Reconstruction Program Phase 1 - Generally south of 21st North, east of Seneca. 468-83204/620304/ 661428) Traffic to be maintained during construction using flagpersons and barricades. (Districts I, II, III, V, and VI) - \$900,000.00
- c) Sawdust, from the east line of Rock Road to the west line of Spyglass; SAWDUST COURTS, Lots 1 through 51, Block 6; Lots 49 through 80, Block 7 to serve Sawmill Creek Addition (east of Rock, north of 45th Street North) (472-83281/765660/490771) Does not affect the existing traffic. (District II) - \$694,000.00
- d) Water distribution system to serve White Tail Addition - south of 13th, west of 127th Street East. (448-89537/735002/470672) Does not affect the existing traffic. (District II) - \$16,000.00
- e) 2001 Planeview Sanitary Sewer Rehabilitation, Phase A - south of Pawnee, east of Hillside. (468-83212/622233/641341) Traffic to be maintained during construction using flagpersons and barricades. (District III) - \$150,000.00
- f) Lateral 463, Southwest Interceptor Sewer Angel Fire Addition - north of 47th Street South, east of West Street. (468-83182/743863/480551) Does not affect existing traffic. (District IV) - \$193,000.00

RECOMMENDED ACTION: Approve and file.

16. Deeds and Easements:

- a) Dedication dated February 19, 2001 from Dillard Store Services, Inc., for a tract of land in Lot 1, Kellogg Mall Addition, Wichita, Sedgwick County, Kansas (Rock Road Project 472-83222, OCA # 765636). No cost to City.
- b) Drainage Easement dated February 19, 2001 from Dillard Store Services, Inc., for a tract of land in Lot 1, Kellogg Mall Addition, Wichita, Sedgwick County, Kansas (Rock Road Project 472-83222, OCA # 765636). No cost to City.
- c) Dedication dated February 20, 2001 from David Simon of Simon Property Group. LP, for a tract of land in Lot 1, Kellogg Mall Addition, Wichita, Sedgwick County, Kansas (Rock Road Project 472-83222, OCA # 765636). No cost to City.
- d) Dedication dated February 20, 2001 from David Simon of Simon Property Group. LP, for a tract of land in Lot 3, Kellogg Mall Addition, Wichita, Sedgwick County, Kansas (Rock Road Project 472-83222, OCA # 765636). No cost to City.
- e) Storm Water Sewer Agreement dated February 20, 2001 from David Simon of Simon Property Group. LP, for Lot 3, Kellogg Mall Addition, Wichita, Sedgwick County, Kansas (Rock Road Project 472-83222, OCA # 765636). No cost to City.

(Item 16 continued)

- f) Water Easement dated January 8, 2001 from Micahel B., Lynn L., Robert L., and Charlotte Loveland for a tract of land located in Lots 1, 2, 5 and 6, 127th Retail Addition, Wichita, Sedgwick County, Kansas (Private Project, OCA #607853). No cost to City.
- g) Utility Easement dated January 8, 2001 from Micahel B., Lynn L., Robert L., and Charlotte Loveland for a tract of land located in Lots 1 and 6, 127th Retail Addition, Wichita, Sedgwick County, Kansas (Private Project, OCA #607861). No cost to City.
- h) Water Easement dated January 17, 2001 from Kelly Coleman, Inc., a Kansas Corporation for a tract of land located in Lot 1, Block A, dePaul Addition to Wichita, Sedgwick County, Kansas (Private Project, OCA #607861). No cost to City.

RECOMMENDED ACTION: Accept the documents.

17. Petition for Storm Water Drain to Serve Angel Fire Addition – North of 47th Street South, East of West Street. (District IV)

RECOMMENDED ACTION: Approve the Petition; adopt the Resolution.

18. Minutes of Advisory Boards/Commissions:

Community Services Block Grant (CSBG), Review Committee, 1-4-2001
Police and Fire Retirement System, 12-27-2000
Wichita-Sedgwick County Board of Health, 1-11-2001
Wichita Airport Advisory Board, 1-8-2001
Metropolitan Area Planning Commission, 12-21-2000
Metropolitan Area Planning Commission, 1-18-2001 DRAFT
Office of Central Inspection, 2000 Annual Report of the Board of Code Standards and Appeals, 2-5-2001

RECOMMENDED ACTION: Receive and file.

19. Consideration of Street Closures/Uses.

RECOMMENDED ACTION: Approve the street closures/uses.

20. Agreements/Contracts:

- a) Supplemental – Northeast Soccer and Baseball Parking – 29th Street North and Greenwich Road. (District II)
- b) 2001 Arterial Program – construction. (Districts I, II, and V)

RECOMMENDED ACTION: Approve the Agreements/Contracts; authorize the necessary signatures.

21. Design Services – 26th Street North, from the Drainage Canal to Market; Aley, from Fairview to Broadway; and Burnett from the Drainage Canal to Broadway. (District VI)

RECOMMENDED ACTION: Approve the Agreement/Contract; authorize the necessary signatures.

22. Water Rights Conservation Program Contract.

RECOMMENDED ACTION: Submit Contract and authorize signatures.

23. Elevated Potable Water Storage Facility. (Districts I and II)

RECOMMENDED ACTION: Approve project expenditures, authorize Notice of Intent; adopt the Resolution.

24. Payment for Settlement of Claim.

RECOMMENDED ACTION: Authorize payment as full settlement of claim.

25. 2001 Arterial Design Program. (Districts I, II, III, and V)

RECOMMENDED ACTION: Approve the project and first reading of the Ordinance; authorize necessary signatures.

26. Proposed Assessment Rolls.

Proposed Assessment Rolls have been prepared for seventeen (17) water, twenty-one (21) sewer, and three (3) storm water sewers, and it is necessary to set a public hearing date. The Informal Hearing with City personnel will be held March 5, 2001.

RECOMMENDED ACTION: Set the hearing on the proposed assessment rolls for 11:00 a.m., Tuesday, April 3, 2001.

27. Second Reading Ordinances: (First read February 27, 2001)

a) Selection of Municipal Court Judges Amendment.

1) Simple Ordinance.

An Ordinance amending Section 1.04.150 of the Code of the City of Wichita, Kansas pertaining to the Neighborhood Municipal Court Judge, and repealing the original of said Section.

(Item 27a continued)

2) Charter Ordinance.

A Charter Ordinance of the City of Wichita amending Section 1 of the Charter Ordinance No. 171 pertaining to the appointment of Municipal Court Judges, and repealing the original of said Section.

b) Hydraulic Improvement, from 57th Street South to MacArthur. (District III)

An Ordinance declaring Hydraulic, from 57th Street South to MacArthur to be a main trafficway within the City of Wichita, Kansas, declaring the necessity of and authorizing certain improvements to said main trafficway; and setting forth the nature of said improvements, the estimated costs thereof, and the manner of payment of same.

c) Z-3338 - South of Kellogg, on the east side of Hillside. (District II)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. Z-3338

d) Z-3362 - North side of Kellogg, east of Greenwich Road. (District II)

An Ordinance changing the zoning classifications or districts of certain lands located in the City of Wichita, Kansas, under the authority granted by the Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by City of Wichita Code Section 28.04.210. Z-3362

e) A01-03 - North of the Koch Corporate Campus on 37th Street North. (District I)

An Ordinance including and incorporating certain blocks, parcels, pieces, and tracts of land within the limits and boundaries of the City of Wichita, Kansas, and relating thereto. A01-03

RECOMMENDED ACTION: Adopt the Ordinances.

PLANNING AGENDA

NOTICE: Public hearing on planning items is conducted by the MAPC under provisions of State law. Adopted policy is that additional hearing on zoning applications will not be conducted by the City Council unless a statement alleging (1) unfair hearing before the MAPC, or (2) alleging new facts or evidence has been filed with the City Clerk by 5p.m. on the Wednesday preceding this meeting. The Council will determine from the written statement whether to return the matter to the MAPC for rehearing.

*28. [DED2001-02](#) – Street Right-of-Way Dedication Located North of 53rd Street North, West of Seneca. (District VI)

RECOMMENDED ACTION: Accept the Dedication.

*29. [DED2001-03](#) – Dedication of Utility Easement Located North of 53rd Street North, West of Seneca. (District VI)

RECOMMENDED ACTION: Accept the Dedication.

- *30. [DED2001-04](#) – Dedication of Access Control Located on the East Side of Hillside, North of 31st Street South.
(District III)

RECOMMENDED ACTION: Accept the Dedication.

- *31. [Street](#) Improvement Agreement for SUB2000-113 Located North of 71st Street South, East of Hillside.
(District III)

RECOMMENDED ACTION: Approve the Agreement; authorize
necessary signatures.

- *32. [Street](#) Improvement Agreement for SUB2001-15 Located South of 13th Street, East of Hoover. (District VI)

RECOMMENDED ACTION: Approve the Agreement; authorize
necessary signatures.

- *33. [ZON2000-00066](#) – Zone Change from Multi-Family Residential to General Office, Located on the Northwest
Corner of Harry and Todd. (District II)

RECOMMENDED ACTION: Approve the zone change, subject to
additional provisions of a Protective
Overlay District; approve first reading
of the Ordinance.

- *34. [PUD2001-0001](#) – PUD No. 4 Envision Amendment to Combine Development into One Parcel, Eliminate
Residential Uses, Increase Non-Residential Building Area and Adjust Manufacturing Uses, Located on the
Northwest Corner of Pawnee and Water. (District III)

RECOMMENDED ACTION: Approve the zone change and first
reading of the Ordinance.

- *35. [A01-01](#) – Annexation of Land Generally Located ¼ Mile North of 21st Street North on the West Side of 127th
Street East. (District II)

RECOMMENDED ACTION: Approve the Annexation request and
first reading of the Ordinance.

AIRPORT AGENDA

NOTICE: The City Council is meeting as the governing body of the Airport for consideration and action on items on this Agenda, pursuant to State law and City ordinance. The meeting of the Authority is deemed called to order at the start of this Agenda and adjourned at the conclusion

36. [Agreement](#) – Federal Aviation Administration – Release of Land.

RECOMMENDED ACTION: Approve the Agreement; authorize the necessary signatures.

37. [Environmental](#) Compliance.

RECOMMENDED ACTION: Approve the Contract; authorize the necessary signatures.

Adjournment
